IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

SUMMARY SUIT NO.3509 OF 2003

Bank of India Plaintiff

versus

Ispat Metallics India Ltd.
and another Defendants

Mr.O.A.Das for plaintiff.
Mr.Dinesh Shah i/by Lilani Shah & Associates for defendants.

CORAM : S.C.DHARMADHIKARI, J.
DATE : 6th June 2005

PC :

1. Mr.Das appearing for plaintiff seeks leave to withdraw the suit as well as Summons for Judgement No.109 of 2004 as the matter is settled between the parties and the amounts have been received. Leave granted. Summary Suit dismissed for non prosecution. Refund of court fee as per Rules.

2. In view of disposal of Summary Suit itself, Summons for Judgement No.109 of 2004 does not survive. No orders as to costs.

(S.C.DHARMADHIKARI, J.)